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Patent

Attorney's Docket No. P2248-000472



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inter Patent Application of

Gordon R. Meyer et al.

Application No.: 09/074,544

Filed: May 8, 1998

For: METHOD FOR DYNAMICALLY
GENERATING A "TABLE OF
CONTENTS" VIEW OF A HTML-
BASED INFORMATION SYSTEM

) **MAIL STOP PETITION**

) Group Art Unit: 2179

) Examiner: B. Huynh

) Confirmation No.: 2392

**RENEWED PETITION UNDER 37 C.F.R. §1.181
TO WITHDRAW THE HOLDING OF ABANDONMENT**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

On December 13, 2004, Applicants filed a petition to withdraw the holding of abandonment in the subject application. The basis for that petition was that a Request for Continued Examination ("RCE") and Amendment were timely filed in the Patent Office in reply to a Decision on Appeal dated July 26, 2004. In a Decision dated March 29, 2007, the petition was dismissed. The Decision dismissing the petition stated that evidence to establish a timely response was needed since the RCE and Amendment are absent from the PTO's records.

In support of Applicants' original petition, submitted herewith is a copy of the PTO's PAIR listing for the subject application. This listing contains two entries for the date of 9-27-2004. One entry states "Workflow - Request for RCE - Begin", and the other states "Workflow incoming amendment IFW". Further, as noted in the Decision, a charge of \$770 was assessed against the application for an RCE fee in September 2004. These records of the PTO are submitted to be prima facie

evidence that a Request for Continued Examination and an Amendment were filed on the date indicated in Applicants' petition.

In further support of Applicants' petition, submitted herewith is a copy of a postcard receipt, bearing the PTO date stamp of September 27, 2004 for the filing of an Amendment, a Request for Continued Examination and authorization to charge a Deposit Account for the amount of \$770.

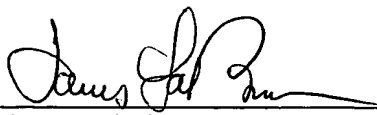
In view of the foregoing, it is respectfully submitted that there is ample evidence on record to establish the timely filing of an RCE and Amendment in response to the Decision of the Board of Patent Appeals and Interferences. The Decision Dismissing Petition states that the RCE and Amendment are absent from the record. Accordingly, copies of those documents are being submitted herewith, to complete the PTO record and enable examination to proceed.

Withdrawal of the holding of abandonment is respectfully requested.

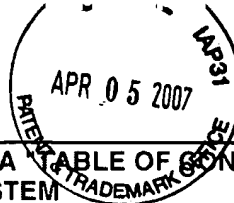
Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY, PC

Date: April 5, 2007

By: 
James A. LaBarre
Registration No. 28,632

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620



09/074,544 METHOD FOR DYNAMICALLY GENERATING A TABLE OF CONTENTS" 04-03-
VIEW OF A HTML-BASED INFORMATION SYSTEM 2007::09:56:16

Transaction History

Date	Transaction Description
03-29-2007	Petition Decision - Dismissed
12-13-2004	Petition Entered
12-13-2004	Workflow incoming petition IFW
11-04-2004	Mailing of Abandonment after Board of Appeals
11-02-2004	Abandonment after Board of Appeals
11-02-2004	Case Docketed to Examiner in GAU
09-27-2004	Workflow incoming amendment IFW
09-27-2004	Workflow - Request for RCE - Begin
07-26-2004	Mail BPAI Decision on Appeal - Affirmed
07-26-2004	BPAI Decision - Examiner Affirmed
06-30-2004	Docketing Notice Mailed to Appellant
06-18-2004	Assignment of Appeal Number
05-20-2004	Appeal Awaiting BPAI Docketing
04-19-2004	Mail Reply Brief Noted by Examiner
04-16-2004	Reply Brief Noted by Examiner
03-05-2004	Date Forwarded to Examiner
02-23-2004	Reply Brief Filed
01-26-2004	Mail Examiner's Answer
01-22-2004	Examiner's Answer to Appeal Brief
10-29-2003	Panel Remand to the Examiner by BPAI
02-28-2002	Assignment of Appeal Number
01-07-2002	Mail Reply Brief Noted by Examiner
01-07-2002	Mail Miscellaneous Communication to Applicant
01-07-2002	Miscellaneous Communication to Applicant - No Action Count
01-07-2002	Reply Brief Noted by Examiner
01-03-2002	Date Forwarded to Examiner
12-26-2001	Reply Brief Filed
10-23-2001	Mail Examiner's Answer
10-22-2001	Examiner's Answer to Appeal Brief
08-22-2001	Date Forwarded to Examiner
08-17-2001	Appeal Brief Filed
07-27-2001	Notice -- Defective Appeal Brief
06-11-2001	Defective / Incomplete Appeal Brief Filed
06-20-2001	Date Forwarded to Examiner
06-11-2001	Appeal Brief Filed
04-09-2001	Notice of Appeal Filed
04-09-2001	Request for Extension of Time - Granted
03-29-2001	Mail Advisory Action (PTOL - 303)
03-29-2001	Advisory Action (PTOL-303)
03-17-2001	Date Forwarded to Examiner
03-07-2001	Amendment after Final Rejection
03-07-2001	Request for Extension of Time - Granted

11-06-2000 Information Disclosure Statement (IDS) Filed
11-07-2000 Mail Final Rejection (PTOL - 326)
11-06-2000 Final Rejection
10-06-2000 Case Docketed to Examiner in GAU
10-03-2000 Date Forwarded to Examiner
09-21-2000 Response after Non-Final Action
06-21-2000 Mail Non-Final Rejection
06-19-2000 Non-Final Rejection
04-13-2000 Miscellaneous Incoming Letter
11-12-1998 Case Docketed to Examiner in GAU
08-17-1998 Application Dispatched from OIPE
08-13-1998 Application Is Now Complete
06-08-1998 IFW Scan & PACR Auto Security Review
06-02-1998 Notice Mailed--Application Incomplete--Filing Date Assigned
05-11-1998 Initial Exam Team nn

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Patent Response Postcard

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Inventor: Gordon R. Meyer et al.

Appln. No.: 09/074,544

Filing

Date: May 8, 1998

Docket No.: 001580-472

Working Atty.: JAL/kdb

Date: September 27, 2004

Dkt. Clerk Initials



The following was/were received in the U.S. Patent and Trademark Office on the date stamped hereon:

- | | | |
|---|---|---|
| <input checked="" type="checkbox"/> Amendment or Response | <input type="checkbox"/> Executed Declaration/Power of Attorney | <input type="checkbox"/> Request for Corrected Filing Receipt w/copy of Official Filing Receipt |
| <input type="checkbox"/> Preliminary Amendment | <input type="checkbox"/> Assignment/Assignment Recordation Form Cover Sheet (PTO-1595) | <input type="checkbox"/> Substitute Specification (clean/marked copies) |
| <input type="checkbox"/> Amendment/Reply Transmittal Letter | <input type="checkbox"/> Submission of Certified Copy of Priority Document w/ _____ certified copy(ies) | <input type="checkbox"/> Check for \$ _____ is enclosed |
| <input type="checkbox"/> Petition for _____ Month Extension of Time | <input type="checkbox"/> Information Disclosure Statement Transmittal | <input type="checkbox"/> Check for \$ _____ is enclosed |
| <input type="checkbox"/> Submission of Formal Drawings w/ _____ sheet(s) of drawings (Fig(s). 1- _____) | <input type="checkbox"/> Information Disclosure Citation (PTO-1449) | <input checked="" type="checkbox"/> Charge \$ <u>770.00</u> to Deposit Account |
| <input type="checkbox"/> Request for Approval of Drawing Changes w/ _____ sheet(s) of red ink drawings | <input type="checkbox"/> Information Disclosure Statement w/ _____ document(s) | <input type="checkbox"/> Charge \$ _____ to credit card. Form PTO-2038 is attached. |
| <input type="checkbox"/> Notice of Appeal | <input type="checkbox"/> Request for Corrected Notice of Recordation of Assignment w/Copy of Notice | <input type="checkbox"/> Filed by Certificate of Mail |
| <input type="checkbox"/> Brief for Appellant | <input checked="" type="checkbox"/> Request for Continued Examination | <input type="checkbox"/> |
| <input type="checkbox"/> Request for Oral Hearing | <input type="checkbox"/> Issue Fee Transmittal | <input type="checkbox"/> |
| <input type="checkbox"/> Reply Brief | <input type="checkbox"/> Status Inquiry | <input type="checkbox"/> |
| <input type="checkbox"/> Response to Restriction Requirement or Election of Species | <input type="checkbox"/> Submission of Corrected Drawings | <input type="checkbox"/> |
| <input type="checkbox"/> Terminal Disclaimer | <input type="checkbox"/> Payment of Issue Fee and Authorization to charge Deposit Account | <input type="checkbox"/> |
| <input type="checkbox"/> Certificate Under 37 C.F.R. 3.73(b) | <input type="checkbox"/> Request for Refund | <input type="checkbox"/> |
| <input type="checkbox"/> Transmittal Letter for Missing Parts of Application | | <input type="checkbox"/> |



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